



County of Los Angeles CHIEF EXECUTIVE OFFICE

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August 31, 2012

To: Supervisor Zev Yaroslavsky, Chairman
Supervisor Gloria Molina
Supervisor Mark Ridley-Thomas
Supervisor Don Knabe
Supervisor Michael D. Antonovich

From: William T Fujioka
Chief Executive Officer

SACRAMENTO UPDATE

Executive Summary

This memorandum contains information on the following:

- **Last Day for the Legislature to Pass Bills.** Today is the last day for the Assembly and Senate to pass bills before the final recess of the 2011-12 Legislative Session. Key measures of major interest to the County that will be taken up by the Legislature include: **AB 1486 (Lara)** relating to the Los Angeles Regional Interoperability Communications System; **AB 340 (Furutani)** on Pension Reform; and **SB 863 (De León)** on Workers' Compensation Overhaul. The Legislature has until midnight to pass bills and send them to the Governor for consideration.
- **Status of County-Advocacy Legislation**
 - **County-supported AB 377 (Solorio)** – related to pharmacy services for inpatients in acute care hospitals passed the Assembly and now proceeds to the Governor.

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- **County-opposed AB 808 (Skinner)** – related to expansion of the presumption of job-related injuries was placed on the Senate inactive file.
- **County-support-if-amended AB 1585 (Pérez)** – related to the use of Low and Moderate Income Housing funds passed the Assembly and now proceeds to the Governor.
- **County-opposed AB 1687 (Fong)** – related to the utilization review process for workers' compensation passed the Assembly and now proceeds to the Governor.
- **County-opposed AB 2298 (Solorio)** – related to liability for auto accidents of public safety personnel passed the Assembly and now proceeds to the Governor.
- **County-opposed SB 744 (Wyland)** – related to exempting water submeters for use in multiunit residential structures from testing and approval passed the Senate and now proceeds to the Governor.
- **Legislation of County Interest**
 - **AB 1496 (Assembly Committee on Budget)** – related to technical clean-up to SB 1020 (Chapter 40, Statutes of 2012), the trailer bill which outlines the permanent account structure for the 2011 Public Safety Realignment passed the Assembly and now proceeds to the Governor.
 - **SB 1462 (Leno)** – related to the release of terminally ill and medically incapacitated jail inmates passed the Senate and now proceeds to the Governor.
 - **SB 1528 (Steinberg)** – related to liens on third party settlements and judgments for recovery of medical expenses for injured persons was amended on August 29, 2012 and is currently on the Assembly Floor.

Last Day for the Legislature to Pass Bills

Today is the last day for the Assembly and Senate to pass bills before the final recess of the 2011-12 Legislative Session. Key measures of major interest to the County that will be taken up by the Legislature include: AB 1486 (Lara) relating to the Los Angeles Regional Interoperability Communications System; AB 340 (Furutani) on Pension

Reform; and SB 863 (De León) on Workers' Compensation Overhaul. The Legislature has until midnight to pass bills and send them to the Governor for consideration.

Status of County-Advocacy Legislation

County-supported AB 377 (Solorio), which as amended on August 24, 2012, would authorize a licensed hospital pharmacy to prepare and package medications for inpatients in its acute care hospital and for inpatients in one or more hospitals within the same health care system located within a 75-mile radius of the pharmacy, passed the Assembly by a vote of 69 to 9 on August 30, 2012. This measure now proceeds to the Governor.

County-opposed AB 808 (Skinner), which as amended on August 6, 2012, would expand the presumption of job-related injuries to cover methicillin-resistant *Staphylococcus aureus* (MRSA) skin infections for hospital employees that provide direct patient services, was placed on the Senate inactive file on August 30, 2012.

County-support-if-amended AB 1585 (Pérez), which as amended August 24, 2012, would clarify that specific provisions of the Community Redevelopment Law relating to the Low and Moderate Income Housing Fund apply for purposes of funding administrative and planning costs associated with the implementation of former redevelopment agencies' housing functions, passed the Assembly by a vote of 55 to 18 on August 30, 2012. This measure now proceeds to the Governor.

The final version of the bill does not include the County's requested amendment, which would have re-instated a provision to allow local housing authorities to decline the assignment of a former redevelopment agency's housing functions.

County-opposed AB 1687 (Fong), which as amended June 18, 2012, clarifies the notification process for advising an injured worker of options available to object to a decision rendered under the utilization review process. This measure would also authorize the Workers' Compensation Appeals Board to award attorney's fees when an injured worker receiving medical treatment on a future medical award is successful at overturning a utilization review decision for medical disputes arising from a finding of a permanent disability. AB 1687 passed the Assembly by a vote of 53 to 26 on August 30, 2012 and now proceeds to the Governor.

County-opposed AB 2298 (Solorio), which as amended August 24, 2012, would prohibit an insurer from increasing automobile insurance premiums for a peace officer, member of the California Highway Patrol or firefighter involved in an accident while operating his/her private motor vehicle while on duty and require the employer to

assume all liability that results from such an accident, including when there is a dispute as to whether the employer had directed the use of the employee's personal vehicle, passed the Assembly by a vote of 66 to 10 on August 30, 2012. This measure now proceeds to the Governor.

County-opposed SB 744 (Wyland), which as amended on August 21, 2012, would exempt water submeters for use in a multiunit residential structure from testing and approval by a county sealer before they are placed into service for commercial use, passed the Senate by a vote of 29 to 8 on August 30, 2012. This measure now proceeds to the Governor.

Legislation of County Interest

AB 1496 (Assembly Committee on Budget), which as amended on August 21, 2012, would make two technical changes to SB 1020 (Chapter 40, Statutes of 2012), the FY 2012-13 State Budget trailer bill that establishes the permanent account structure for 2011 Public Safety Realignment. The two technical changes would: 1) correct errors that were identified in SB 1020 related to the percentage allocation to the Youthful Offender Block Grant and the Juvenile Reentry Grant; and 2) clarify a provision related to the CalWORKs Maintenance of Effort account. AB 1496 passed the Assembly by a vote of 50 to 26 on August 29, 2012 and now proceeds to the Governor.

SB 1462 (Leno), which as amended on August 24, 2012, would: 1) authorize a sheriff to release an inmate from a county jail after conferring with a physician if the sheriff determines the inmate would not reasonably pose a threat to public safety and the inmate is deemed to have a life expectancy of six months or less; 2) authorize a sheriff to request the court to grant medical probation or resentence an inmate to medical probation in lieu of jail time if the inmate is physically incapacitated with a medical condition that renders the inmate permanently unable to perform activities of basic daily living, resulting in the 24-hour care or if the person requires acute long-term inpatient rehabilitation services; and 3) require a county that implements such a program to cover the non-Federal share of the inmate's or probationer's Medi-Cal costs, passed the Senate by a vote of 23 to 15 on August 30, 2012. This measure now proceeds to the Governor.

SB 1528 (Steinberg), which as amended August 29, 2012 would allow the County to seek liens on third party settlements and judgments for recovery of medical expenses for injured persons was amended on August 29, 2012 to cite legislative intent that provisions of the bill are limited to resolving an issue not addressed in the Howell court decision concerning how to establish the value of the damages for medical services. **This office is working with DHS and County Counsel to review the most recent**

Each Supervisor
August 31, 2012
Page 5

amendments to this bill for a possible County position. The bill is currently on the Assembly Floor.

We will continue to keep you advised.

WTF:RA
MR:KA:IGEA:ma

c: All Department Heads
Legislative Strategist
Local 721
Coalition of County Unions
California Contract Cities Association
Independent Cities Association
League of California Cities
City Managers Associations
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